

COUNCIL CHAMBERS--CITY COUNCIL
CITY HALL--CITY OF LODI
Monday, November 18, 1935

The City Council of the City of Lodi met in regular meeting at 8:00 o'clock P. M. of Monday, November 18, 1935. Councilmen Clark, Graffigna, Spooner, Weihe and Steele present. None absent.

The minutes of the regular meeting of November 4, 1935 were read, approved as read and so indorsed by the Mayor.

Mrs. S. S. Murphy and Mrs. May Putman appeared before the Council in regard to a large sign board erected on West Elm Street near School Street. Mrs. Murphy stated that the sign was large and unsightly and obscured their vision. She was assured by the City Council that the sign would be removed to a reasonable distance from the street.

The Clerk reported that he had received the executed agreement recinding the former Loan and Grant Agreement with the United States of America. On motion of Councilman Weihe, seconded by Councilman Spooner it was ordered that this Agreement be recorded in the minutes of this meeting and filed in the offices of the City Clerk. Motion carried.

AGREEMENT dated as of November 5, 1935 terminating the LOAN AND GRANT AGREEMENT dated as of July 17, 1935, between the CITY OF LODI, SAN JOAQUIN COUNTY, CALIFORNIA (herein called the "City") and the UNITED STATES OF AMERICA (herein called the "Government").

WHEREAS, a Loan and Grant Agreement was entered into by and between the City and the Government dated as of July 17, 1935; and

WHEREAS, it is to the mutual advantage of the City and the Government to terminate said Loan and Grant Agreement:

NOW, THEREFORE, IT IS HEREBY AGREED by and between the City and the Government that the said Loan and Grant Agreement, dated as of July 17, 1935, be and the same hereby is terminated.

CITY OF LODI
BY (SIGNED) G. M. STEELE
Mayor of the City of Lodi

(SEAL)
ATTEST:
(SIGNED) J. P. BLAKELY
City Clerk of the City of Lodi

UNITED STATES OF AMERICA
Federal Emergency Administrator
of Public Works
BY (SIGNED) HORATIO B. HACKETT
Assistant Administrator.

Docket No. 5731

A letter was received from the local section of the United States Naval Reserves, stating that they were about to abandon quarters furnished them by the City in the Old City Hall and thanking the Council for its kindness in furnishing these accommodations.

A letter was received from Jack Labes, Chairman of the Holiday Decorating Committee of the Lodi Business Men's Association, asking that the City cooperate in decorating the downtown streets for the holiday season. On motion of Councilman Spooner, seconded by Councilman Weihe the Electrical and Street Departments were directed to cooperate with the Business Men's Association in arranging the lighting for the decorating.

A letter was received from A. E. Martin, Sacramento, tendering his services in riding the town of stray dogs. As the matter was well handled by the present poundmaster, the Clerk was directed to tell Mr. Martin that this City was not interested in his proposition.

COUNCIL CHAMBERS--CITY COUNCIL
CITY HALL--CITY OF LODI

It appearing that the contract for the purchase of liquid chlorine would expire on December 31, 1935, the Clerk was directed to renew this contract with the Great Western Chemical Company for the period of one year. This was done on motion of Councilman Weihe, seconded by Councilman Graffigna.

Eleven Building Permits, being Nos. 1358 to 1369 inclusive, excepting application No. 1363 for structures to cost \$15,550.00 were allowed and ordered granted on Motion of Councilman Weihe seconded by Councilman Graffigna. Permit Application No. 1363 was ordered not granted being for a sheet iron structure with wood supporting members located within the fire limits.

The Clerk reported that Mr. F. J. De Andries of the State Department of Immigration and Housing could not be present as previously arranged and at the order of the Board the Clerk was directed to ask Mr. De Andries to appear at a meeting to be held Monday, November 25 when discussions could be had relative to the necessity and form of a competent Building Ordinance for this City.

On Motion of Councilman Weihe, seconded by Councilman Clark a Resolution No. 815, whereby the City asked the Colorado Power Company to extend the periods in which certain conditions subsequent as contained in the deed dated January 9, 1929 could be performed.

RESOLUTION NO. 815

WHEREAS, under the terms of a deed dated January 9, 1929, delivered to and accepted by the City of Lodi in accordance with Resolution Nos. 566 and 567, by which Colorado Power Company conveyed to the City of Lodi certain riparian lands and water rights situate on and along the Mokelumne River in Calaveras and Amador Counties, California, more particularly described in said deed, the City of Lodi was required to perform certain conditions subsequent, as a prerequisite to retaining title thereunder; and

WHEREAS, by five certain supplementary deeds, the times for the performance of said conditions subsequent have been extended by Colorado Power Company, all as appears by the recorded deeds; and

WHEREAS, the City of Lodi, grantee therein, has met and discharged the requirements of conditions subsequent numbered "One" and "Two" as is acknowledged in the "Fifth Supplement to Deed" and has fully performed the requirements of condition "Three" of said deed and supplementary deeds by calling and holding an election to vote bonds for the construction of the project works therein, which election was held and conducted on the 12th day of September, 1935 and the said Colorado Power Company was given notice of said election and of the result thereof; and,

WHEREAS, the City of Lodi is the recipient of a certain offer of a grant and loan of money from the United States of America that will assist said City in the construction of said project works; and

WHEREAS, the City of Lodi is restrained and enjoined from the selling of the bonds authorized to be issued at the said election of September 12, 1935 and/or from the expenditure of any moneys received from the sale of said bonds or received from any loan and grant from the United States of America by reason of certain law-suits filed by the Pacific Gas & Electric Company against said City and now pending in the Federal and State Courts, so that said City is prevented by force from performing and all of conditions subsequent Nos. "Four", "Five", and "Six" of said deed and deeds supplementary thereto;

THEREFORE BE IT RESOLVED, that this City Council of the City of Lodi do hereby request the said Colorado Power Company to extend the time allowed by said deed of January 9, 1929, as already extended by said five supplementary deeds (particularly by said "Fifth" Supplement to Deed) for an additional period of one year, within which the conditions enumerated in said deed dated January 9, 1929, as conditions numbered "Fourth", "Fifth" and "Sixth" may be performed and complied with by the City of Lodi, grantee thereunder, upon the same understanding by the City of Lodi as set forth in said Resolution Nos. 566 and 567.

See page 283 for changes made in Resolution No. 815 on December 16, 1935

COUNCIL CHAMBERS--CITY COUNCIL
CITY HALL --CITY OF LODI

BE IT RESOLVED FURTHER, that a certified copy of this Resolution be transmitted by the City Clerk to Colorado Power Company for its consideration, together with a request that said Company shall, if agreeable thereto, caused to be transmitted to the said City Clerk, a duly executed supplementary deed on or before December 2, 1935.

The foregoing Resolution was then passed and adopted by the following vote.

AYES: COUNCILMEN, Weihe, Clark, Graffigna, Spooner, and Steele

NOES: COUNCILMEN, NONE

ABSENT: COUNCILMEN, NONE

It appearing that government money could be obtained to assist in maintaining certain necessary works on City Property, and thereby help the unemployment situation, Resolution 816 was introduced on Motion of Councilman Graffigna seconded by Councilman Weihe.

RESOLUTION NO. 816

RESOLVED, by the City Council of the City of Lodi, County of San Joaquin, State of California;

That the Mayor be and he is hereby authorized and directed to make application to the Works Progress Administration for the following enumerated projects, and that J. F. BLAKELY, City Clerk of this City be and he is hereby authorized and directed to certify to such papers as may be necessary to put these projects into operation, said Mayor and said City Clerk to act as Sponsor's Agent and Fiscal Officer, respectively.

The projects for which application is to be made are as follows:

1. Extension water mains in Lots 70 and 71 Lodi Barnhart Tract, Westerly from Stockton St.
2. Lay concrete sidewalks along curb lines of Maple Square Park.
3. Extensions of Municipal Facilities in newly annexed portion of City west of Avena Ave.
 - (a) Water Mains
 - (b) Sewer Lines
 - (c) Storm Drains
 - (d) Electric Service
4. Move Fire Plugs from streets to within curb lines
5. Complete storm sewer on S. Stockton and connecting streets.
6. Lake Park.
 - (a) Replace and repair damaged rip-rap work to prevent bank erosion.
 - (b) Topographical Survey and mapping of all Lake Park Lands.
 - (c) Life savers at Lake Park during bathing season.
 - (d) Boat painting and repair Lake Park.
7. Remove and care for trees and palms various locations on streets in City.
8. Repair pavement on two (2) blocks on West Pine St.
9. Continuation of present preliminary surveys and building roads and trails at Power Plant Site

The foregoing Resolution No. 816 was thereupon passed and adopted by the following vote:

AYES: COUNCILMEN, Graffigna, Weihe, Clark, Spooner and Steele

NOES: COUNCILMEN, NONE

ABSENT: COUNCILMEN, NONE.

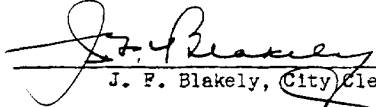
COUNCIL CHAMBERS--CITY COUNCIL
CITY HALL -- CITY OF LODI

Claims No. 25033 to No. 25102 inclusive, in the amount of \$3,593.95 were allowed and ordered paid on Motion of Councilman Spooner seconded by Councilman Weihe.

Ordinance No. 215, an ordinance entitled "AN ORDINANCE REPEALING CERTAIN ORDINANCES AND PARTS OF ORDINANCES AND ESTABLISHING RATES FOR THE SALE OF ELECTRIC ENERGY BY THE CITY OF LODI, was introduced on Motion of Councilman Weihe, seconded by Councilman Graffigna and read by the Clerk and by the same motion this Ordinance was laid over for the statutory period of not less than five days.

No further business appearing at this time, on motion of Councilman Weihe, seconded by Councilman Clark, the City Council adjourned.

ATTEST:


J. F. Blakely, City Clerk

The foregoing minutes of a regular meeting of the City Council of the City of Lodi were read at a subsequent meeting of said Council held December 2, 1935 and approved without correction.


Mayor of the City of Lodi (Protem)